

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

NETLIST, INC.,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA, INC.
and SAMSUNG SEMICONDUCTOR, INC.,

Defendants.

Civil Case No. 2:21cv463-JRG

JURY TRIAL DEMANDED

DEFENDANTS' NOTICE OF APPEAL

Pursuant to 28 U.S.C. § 1295(a)(1), Federal Rule of Appellate Procedure 3(a), and Federal Circuit Rule 3, Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Semiconductor, Inc., (“Samsung”) hereby give notice that all defendants appeal to the United States Court of Appeals for the Federal Circuit from (1) the Judgment of the District Court entered on August 11, 2023 (Dkt. No. 551), (2) the sealed Order that the District Court signed on July 12, 2024, and bearing a filed date of July 15, 2024 (Dkt. No. 606), denying Samsung’s combined Rule 50(b) Motion for Judgment as a Matter of Law and Rule 59 Motion for a New Trial, (3) the sealed Order that the District Court signed on July 12, 2024, and bearing a filed date of July 15, 2024 (Dkt. No. 607), denying Samsung’s Motion To Vacate the Judgment and Stay Due to the Ninth Circuit’s Decision, and (4) all underlying or related decisions, findings, orders, rulings, and/or conclusions decided adversely to Samsung.

This notice is timely filed within 30 days of the District Court’s Orders pursuant to 28 U.S.C. § 2107 and Federal Rules of Appellate Procedure 4(a)(1), 4(a)(4).

Date: August 9, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on August 9, 2024. As of this date, all counsel of record have consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

/s/ Lauren A. Degnan